IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.4918 OF 2004

M/s.Bhandari Associates .. Petitioners
V/s
State of Maharashtra & Ors. .. Respondents

Mr.R.D.Soni for the Petitioners.
Mr.S.R.Nargolkar, AGP for the Respondents.

CORAM: S.RADHAKRISHNAN &
S.A.BOBDE, JJ.
DATE : 1.11.2004.

P.C.:

1. Rule. Rule is made returnable forthwith by consent. The learned AGP for the Respondents waives service. Heard the learned Counsel for the Petitioners and the learned AGP for the Respondents.

2. By this petition, the Petitioners are seeking a limited relief of release of one tenement which is still lying vacant. It appears that the Petitioners were granted permission to build various tenements under Section 20 of the Urban Land Ceiling Act. When such permission was granted under the said Scheme, the four tenements were reserved by the Respondents for allotting it to needy and socially weaker Section. It appears that out of four tenements, three tenements have already been allotted and the possession thereof has also been given, and one tenement is still lying vacant for the last 10 years. Under these circumstances, we make it clear that if the the allottee does not pay the

requisite sale price within a period of three months from today, the Petitioners will be at liberty to dispose of the same in the open market. Rule is made absolute in the above terms.

(S.RADHAKRISHNAN,J.)

(S.A.BOBDE,J.)